IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY SEVENTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 9811 of 2005

Between:

A.N.Rao, S/o. Govinda Rao,
R/o. Maddilapalem , Visakahapatnam Dist.

..... PETITIONER

AND

1 The APSRTC ,

Rep.by its Regional Manager,

Visakhapatnam Region,
Visakhapatnam.

2 The Depot Manager ,

APSRTC, Maddilapalem,
Visakhapatnam.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an order or direction more particularly one in the nature of writ of Mandamus declaring the action of the respondents herein in transferring the petitioner beyond the level of seniority from urban Division to Rural Division by stating that the petitioner is found excess, through he is senior most in the Division Vide Pro. No. P3/813(1) /2005 RM/VSP, Visakhapatnam, Dt.15.4.2005, as illegal, contrary to Divisional Seniority, contrary to the regulations of the corporation and as such liable to be set aside in the interest of justice.

Counsel for the Petitioner :Mr.S.M.SUBHAN

Counsel for the Respondents : KUM.B.G.UMA DEVI

The Court at the stage of admission made the following :

ORDER:

Transferring the petitioner beyond the level of seniority from Urban Division to Rural Division, though he is senior most in the Division vide proceedings No.P3/813(1)/2005.RM/VSP, Visakhapatnam, dated 15-4-2005, as illegal and arbitrary, the present writ petition is filed.

Heard the counsel for the petitioner and the learned counsel for the respondents.

It is brought to the notice of this court that the petitioner gave a representation on 19-04-2005 and the same is pending. Appropriate decision has to be taken by the 1st respondent on the representation of the petitioner.

Therefore, without entering into the merits of the case, the writ petition is disposed of directing the respondents to take appropriate decision on the representation of the petitioner dated 19-04-2005 within two weeks from the date of receipt of a copy of this order.

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K.C.BHANU, J.

Dated: 27..04..2005

Note: C.C.by two days.

(B/O)

RNS
To

1 The Regional Manager,

APSRTC,

Visakhapatnam Region,
Visakhapatnam.

2 The Depot Manager ,

APSRTC, Maddilapalem,

Visakhapatnam.

3 Two CD copies